

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LEMARR WASHINGTON,

Defendant.

8:23–CR–98

**PRELIMINARY ORDER OF
FORFEITURE**

This matter is before the Court on the Government’s Motion for Preliminary Order of Forfeiture. [Filing 100](#). Having reviewed the record in this case and being duly advised in the premises, the Court finds as follows:

1. On June 21, 2024, Defendant Lemarr Washington., and the Government entered into a plea agreement which provided that the Defendant would plead guilty to Count I of the Indictment. [Filing 103 at 1](#). Count I charges conspiracy to distribute and possess with intent to distribute 50 grams or more of methamphetamine (actual), in violation of [21 U.S.C. § 846](#). [Filing 1](#).

2. The Defendant further agreed to admit to the Forfeiture Allegation in the Indictment. [Filing 1](#) of 3 at 2. The Forfeiture Allegation provides that the property to be forfeited includes, “\$4,658.00 in United States currency seized on or about March 2, 2023.” [Filing 1 at 1–2](#). The Forfeiture Allegation states that this currency constituted or was derived from proceeds obtained, directly or indirectly, as the result of the offense alleged in Count I of the Indictment, or to facilitate the commission of that offense. [Filing 1 at 1–2](#).

3. On June 21, 2024, the Defendant appeared before a United States Magistrate Judge and entered his plea of guilty to Count I of the Indictment. [Filing 133](#). During this hearing, the

Defendant admitted to the Forfeiture Allegation as well. [Filing 133 at 6](#), 8, 20–21. After conducting a *de novo* review of the matter, the Court accepted the Defendant’s guilty plea.

4. By virtue of the Defendant’s plea of guilty and his admissions at the hearing before the Magistrate Judge on June 1, 2024, the Defendant has forfeited his interest in the “\$4,658.00 in United States currency seized on or about March 2, 2023.” [Filing 1 at 2](#). This property is forfeited to the Government for disposition in accordance with the law, subject to the provisions of [21 U.S.C. § 853\(n\)\(1\)](#). The \$4,658.00 in United States currency is to be held by the Government in its secure custody and control.

5. Pursuant to 21 U.S.C. § 853(n)(1), the government shall publish for at least thirty consecutive days on an official internet government forfeiture site, www.forfeiture.gov, notice of this Preliminary Order of Forfeiture, notice of publication evidencing the government’s intent to dispose of the property in such manner as the Attorney General may direct, and notice that any person, other than the defendant, having or claiming a legal interest in any of the subject property must file a Petition with the Court within thirty days of the final publication of notice or of receipt of actual notice, whichever is earlier.

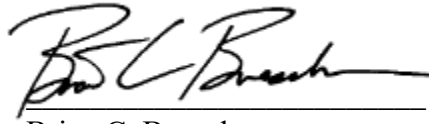
6. The published notice shall state the Petition referred to in Paragraph 5, above, shall be for a hearing to adjudicate the validity of the Petitioner’s interest in the Property, shall be signed by the Petitioner under penalty of perjury, and shall set forth the nature and extent of the Petitioner’s right, title, or interest in the Property and any additional facts supporting the Petitioner’s claim and the relief sought.

7. The Government may also, to the extent practicable, provide direct written notice to any person known to have an interest in the Property as a substitute for published notice as to those persons so notified.

8. Upon adjudication of all third-party interests, this Court will enter a Final Order of Forfeiture pursuant to [21 U.S.C. § 853\(n\)](#), in which all interests will be addressed.

Dated this 12th day of July, 2024.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Brian C. Buescher", written over a horizontal line.

Brian C. Buescher
United States District Judge